

Senate Study Bill 3040

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR'S
BUDGET BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to financial and regulatory matters by making and
2 revising appropriations for the fiscal year beginning July 1,
3 2005, and providing an effective date and applicability
4 provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 5799XG 81
7 jp/sh/8

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1 1 DIVISION I
1 2 ADMINISTRATION AND REGULATION SECRETARY OF STATE
1 3 Section 1. 2005 Iowa Acts, chapter 173, section 17,
1 4 subsection 1, is amended to read as follows:
1 5 1. ADMINISTRATION AND ELECTIONS
1 6 For salaries, support, maintenance, and miscellaneous
1 7 purposes, and for not more than the following full-time
1 8 equivalent positions:
1 9 \$ ~~660,233~~
1 10 1,060,233
1 11 FTEs 10.00
1 12 DIVISION II
1 13 EDUCATION COLLEGE STUDENT AID COMMISSION
1 14 Sec. 2. 2005 Iowa Acts, chapter 169, section 2, subsection
1 15 4, is amended to read as follows:
1 16 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM
1 17 For purposes of providing national guard educational
1 18 assistance under the program established in section 261.86:
1 19 \$ ~~3,800,000~~
1 20 3,875,000
1 21 STATE BOARD OF REGENTS == UNIVERSITY OF NORTHERN IOWA
1 22 Sec. 3. 2005 Iowa Acts, chapter 169, section 12,
1 23 subsection 4, is amended by adding the following new
1 24 paragraph:
1 25 NEW PARAGRAPH. c. Gilchrist hall
1 26 For repair and restoration of Gilchrist hall:
1 27 \$ 2,000,000
1 28 Notwithstanding section 8.33, moneys appropriated in this
1 29 paragraph that remain unencumbered or unobligated at the close
1 30 of the fiscal year shall not revert but shall remain available
1 31 for expenditure for the purposes designated until the close of
1 32 the succeeding fiscal year.
1 33 DIVISION III
1 34 HEALTH AND HUMAN SERVICES VETERANS PROGRAMS
1 35 Sec. 4. 2005 Iowa Acts, chapter 175, section 4, subsection
2 1 2, is amended to read as follows:
2 2 2. IOWA VETERANS HOME
2 3 For salaries, support, maintenance, miscellaneous purposes,
2 4 and for not more than the following full-time equivalent
2 5 positions:
2 6 \$ ~~16,309,443~~
2 7 13,309,443
2 8 FTEs 855.22
2 9 Sec. 5. 2005 Iowa Acts, chapter 175, section 4, is amended
2 10 by adding the following new subsections:
2 11 NEW SUBSECTION. 3. APPRECIATION BONUSES.
2 12 To be used for payment of appreciation bonuses for military
2 13 service veterans who served in a combat zone since September
2 14 11, 2001, and were seriously wounded:
2 15 \$ 2,000,000

2 16 Notwithstanding section 8.33, moneys appropriated in this
2 17 subsection that remain unencumbered or unobligated at the
2 18 close of the fiscal year shall not revert but shall remain
2 19 available for subsequent fiscal years for expenditure for the
2 20 purposes designated until expended.

2 21 NEW SUBSECTION. 4. HOME OWNERSHIP ASSISTANCE PROGRAM.
2 22 For transfer to the Iowa finance authority to be used for
2 23 continuation of the home ownership assistance program for
2 24 persons who are or were eligible members of the armed forces
2 25 of the United States, as implemented pursuant to 2003 Iowa
2 26 Acts, chapter 179, section 21, subsection 5, as amended by
2 27 2005 Iowa Acts, chapter 161, section 1, and chapter 115,
2 28 section 37, and modified pursuant to this subsection:
2 29 \$ 1,000,000

2 30 a. The revised eligibility definition provided in this
2 31 subsection shall be utilized for the continuation of the home
2 32 ownership assistance program for eligible members of the armed
2 33 forces of the United States. The Iowa finance authority shall
2 34 give priority to processing the applications for assistance
2 35 received after the original allotment of funding for the
3 1 program was exhausted while utilizing the revised definition
3 2 and shall not require an applicant to reapply unless the
3 3 applicant would be disadvantaged or there is other good cause
3 4 to do so.

3 5 b. For the purposes of determining eligibility under the
3 6 continuation of the home ownership assistance program,
3 7 "eligible member of the armed forces of the United States"
3 8 means a resident of this state who is or was a member of the
3 9 national guard, reserve, or regular component of the armed
3 10 forces of the United States who served at least ninety days of
3 11 active duty service other than training during the period
3 12 beginning September 11, 2001, and ending June 30, 2007, or was
3 13 released or discharged from such active duty service before
3 14 serving the ninety-day period due to a service-connected
3 15 injury or disability. In the event an eligible member is
3 16 deceased, the surviving spouse of the eligible member shall be
3 17 eligible for a loan under the program, subject to the
3 18 surviving spouse meeting the program's eligibility
3 19 requirements other than the military service requirement.

3 20 c. Not more than one percent of the moneys appropriated in
3 21 this subsection may be used for costs incurred by the
3 22 department of public defense in administering and determining
3 23 eligibility for the program. Not more than one percent of the
3 24 moneys appropriated in this subsection may be used for costs
3 25 incurred by the Iowa finance authority in administering and
3 26 implementing the program.

3 27 d. Notwithstanding section 8.33, moneys appropriated in
3 28 this subsection that remain unencumbered or unobligated at the
3 29 close of the fiscal year shall not revert but shall remain
3 30 available for subsequent fiscal years for expenditure for the
3 31 purposes designated until expended.

3 32 MEDICAL ASSISTANCE PROGRAM == GENERAL FUND
3 33 Sec. 6. 2005 Iowa Acts, chapter 175, section 9, unnumbered
3 34 paragraph 2, is amended to read as follows:
3 35 For medical assistance reimbursement and associated costs
4 1 as specifically provided in the reimbursement methodologies in
4 2 effect on June 30, 2005, except as otherwise expressly
4 3 authorized by law, including reimbursement for abortion
4 4 services, which shall be available under the medical
4 5 assistance program only for those abortions which are
4 6 medically necessary:
4 7 \$519,040,317
4 8 532,540,317

4 9 MENTAL HEALTH INSTITUTE AT CLARINDA
4 10 Sec. 7. 2005 Iowa Acts, chapter 175, section 21,
4 11 subsection 2, is amended to read as follows:
4 12 2. For the state mental health institute at Clarinda for
4 13 salaries, support, maintenance, and miscellaneous purposes and
4 14 for not more than the following full-time equivalent
4 15 positions:
4 16 \$ 7,439,591
4 17 7,689,591
4 18 FTEs 113.15

4 19 Sec. 8. 2005 Iowa Acts, chapter 175, section 48, is
4 20 amended to read as follows:
4 21 SEC. 48. MEDICAL ASSISTANCE PROGRAM == REVERSION TO SENIOR
~~4 22 LIVING TRUST FUND FOR FY 2005=2006 APPROPRIATIONS ==~~
~~4 23 NONREVERSION.~~ Notwithstanding section 8.33, if moneys
4 24 appropriated in this Act for purposes of the medical
4 25 assistance program for the fiscal year beginning July 1, 2005,
4 26 and ending June 30, 2006, from the general fund of the state,

4 27 the senior living trust fund, the hospital trust fund, or the
4 28 healthy Iowans tobacco trust fund are in excess of actual
4 29 expenditures for the medical assistance program and remain
4 30 unencumbered or unobligated at the close of the fiscal year,
4 31 the excess moneys shall not revert but shall ~~be transferred to~~
~~4 32 the senior living trust fund created in section 249H.4 remain~~
~~4 33 available for expenditure for the purposes designated until~~
~~4 34 the close of the succeeding fiscal year.~~

4 35 MEDICAL ASSISTANCE PROGRAM == HEALTHY IOWANS TOBACCO TRUST
5 1 Sec. 9. 2005 Iowa Acts, chapter 176, section 1, subsection
5 2 1, paragraph a, is amended to read as follows:
5 3 a. To supplement the medical assistance program
5 4 appropriations for the fiscal year, including for
5 5 reimbursement of noninstitutional medical assistance providers
5 6 with the exception of anesthesia and dental providers and to
5 7 continue the resource-based relative value system of
5 8 reimbursement based upon the reimbursement rates established
5 9 for the fiscal year beginning July 1, 2005, and ending June
5 10 30, 2006, pursuant to 2005 Iowa Acts, House File 825, if
5 11 enacted; for reimbursement of dental services, hospitals, home
5 12 health care services, critical access hospitals, expansion of
5 13 home health care services and habilitative day care for
5 14 children with special needs, and expansion of respite care
5 15 services provided through home and community-based waivers
5 16 based upon the reimbursement rates established for the fiscal
5 17 year beginning July 1, 2005, and ending June 30, 2006,
5 18 pursuant to 2005 Iowa Acts, House File 825, if enacted; and
5 19 for provision of coverage to women who require treatment for
5 20 breast or cervical cancer as provided in section 249A.3,
5 21 subsection 2, paragraph "b":
5 22 \$ ~~35,013,803~~
5 23 66,513,803

5 24 Of the amount appropriated in this paragraph, \$50,000 shall
5 25 be used to continue the efforts of the Iowa chronic care
5 26 consortium pursuant to 2003 Iowa Acts, chapter 112, section
5 27 12, as amended by 2003 Iowa Acts, chapter 179, sections 166
5 28 and 167.

5 29 DIVISION IV
5 30 JUSTICE SYSTEM
5 31 DEPARTMENT OF CORRECTIONS == FACILITIES
5 32 Sec. 10. 2005 Iowa Acts, chapter 174, section 4,
5 33 subsection 1, is amended to read as follows:
5 34 1. There is appropriated from the general fund of the
5 35 state to the department of corrections for the fiscal year
6 1 beginning July 1, 2005, and ending June 30, 2006, the
6 2 following amounts, or so much thereof as is necessary, to be
6 3 used for the purposes designated:
6 4 For the operation of adult correctional institutions,
6 5 reimbursement of counties for certain confinement costs, and
6 6 federal prison reimbursement, to be allocated as follows:
6 7 a. For the operation of the Fort Madison correctional
6 8 facility, including salaries, support, maintenance, and
6 9 miscellaneous purposes:
6 10 \$ ~~38,840,761~~
6 11 40,398,034

6 12 b. For the operation of the Anamosa correctional facility,
6 13 including salaries, support, maintenance, and miscellaneous
6 14 purposes:
6 15 \$ ~~27,199,702~~
6 16 27,345,641

6 17 Moneys are provided within this appropriation for one full=
6 18 time substance abuse counselor for the Luster Heights
6 19 facility, for the purpose of certification of a substance
6 20 abuse program at that facility.
6 21 c. For the operation of the Oakdale correctional facility,
6 22 including salaries, support, maintenance, and miscellaneous
6 23 purposes:
6 24 \$ ~~25,650,778~~
6 25 25,856,042

6 26 d. For the operation of the Newton correctional facility,
6 27 including salaries, support, maintenance, and miscellaneous
6 28 purposes:
6 29 \$ ~~24,916,132~~
6 30 25,085,801

6 31 e. For the operation of the Mt. Pleasant correctional
6 32 facility, including salaries, support, maintenance, and
6 33 miscellaneous purposes:
6 34 \$ ~~23,694,840~~
6 35 23,779,085

7 1 f. For the operation of the Rockwell City correctional
7 2 facility, including salaries, support, maintenance, and

7 3 miscellaneous purposes:
 7 4 \$ ~~8,039,378~~
 7 5 8,088,024
 7 6 g. For the operation of the Clarinda correctional
 7 7 facility, including salaries, support, maintenance, and
 7 8 miscellaneous purposes:
 7 9 \$ ~~22,853,497~~
 7 10 22,970,960
 7 11 Moneys received by the department of corrections as
 7 12 reimbursement for services provided to the Clarinda youth
 7 13 corporation are appropriated to the department and shall be
 7 14 used for the purpose of operating the Clarinda correctional
 7 15 facility.
 7 16 h. For the operation of the Mitchellville correctional
 7 17 facility, including salaries, support, maintenance, and
 7 18 miscellaneous purposes:
 7 19 \$ ~~13,867,603~~
 7 20 13,935,233
 7 21 i. For the operation of the Fort Dodge correctional
 7 22 facility, including salaries, support, maintenance, and
 7 23 miscellaneous purposes:
 7 24 \$ ~~26,244,693~~
 7 25 26,368,089
 7 26 j. For reimbursement of counties for temporary confinement
 7 27 of work release and parole violators, as provided in sections
 7 28 901.7, 904.908, and 906.17 and for offenders confined pursuant
 7 29 to section 904.513:
 7 30 \$ ~~674,954~~
 7 31 799,954
 7 32 k. For federal prison reimbursement, reimbursements for
 7 33 out-of-state placements, and miscellaneous contracts:
 7 34 \$ 241,293
 7 35 DEPARTMENT OF CORRECTIONS == ADMINISTRATION
 8 1 Sec. 11. 2005 Iowa Acts, chapter 174, section 5,
 8 2 subsection 1, paragraph a, unnumbered paragraph 1, is amended
 8 3 to read as follows:
 8 4 For general administration, including salaries, support,
 8 5 maintenance, employment of an education director to administer
 8 6 a centralized education program for the correctional system,
 8 7 and miscellaneous purposes:
 8 8 \$ ~~2,829,708~~
 8 9 3,454,708
 8 10 STATE PUBLIC DEFENDER
 8 11 Sec. 12. 2005 Iowa Acts, chapter 174, section 10,
 8 12 subsection 2, is amended to read as follows:
 8 13 2. For the fees of court-appointed attorneys for indigent
 8 14 adults and juveniles, in accordance with section 232.141 and
 8 15 chapter 815:
 8 16 \$ ~~21,163,082~~
 8 17 25,163,082
 8 18 DEPARTMENT OF PUBLIC SAFETY
 8 19 Sec. 13. 2005 Iowa Acts, chapter 174, section 14,
 8 20 subsections 1 and 2, are amended to read as follows:
 8 21 1. For the department's administrative functions,
 8 22 including the criminal justice information system, and for not
 8 23 more than the following full-time equivalent positions:
 8 24 \$ ~~3,073,274~~
 8 25 3,473,274
 8 26 FTEs 38.00
 8 27 2. For the division of criminal investigation and bureau
 8 28 of identification, including the state's contribution to the
 8 29 peace officers' retirement, accident, and disability system
 8 30 provided in chapter 97A in the amount of 17 percent of the
 8 31 salaries for which the funds are appropriated, to meet federal
 8 32 fund matching requirements, and for not more than the
 8 33 following full-time equivalent positions:
 8 34 \$ ~~14,760,898~~
 8 35 15,760,898
 9 1 FTEs ~~228.50~~
 9 2 257.50
 9 3 DIVISION V
 9 4 LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM
 9 5 Sec. 14. CONTINGENT APPROPRIATION. If the amount actually
 9 6 received from the federal government under 42 U.S.C., chapter
 9 7 94, subchapter II, which provides for the low-income home
 9 8 energy assistance block grants, is less than the amount
 9 9 appropriated for the federal fiscal year beginning October 1,
 9 10 2005, and ending September 30, 2006, in 2005 Iowa Acts,
 9 11 chapter 164, section 10, as adjusted for the increase in home
 9 12 heating costs projected by the division of community action
 9 13 agencies of the department of human rights, there is

9 14 appropriated from the general fund of the state for the fiscal
9 15 year beginning July 1, 2005, and ending June 30, 2006, the
9 16 following amount, or so much thereof as is necessary, to
9 17 supplement the low-income home energy assistance program:
9 18 \$ 5,000,000
9 19 If the difference between the amount actually received from
9 20 the federal government for the low-income home energy
9 21 assistance program and the adjusted amount projected by the
9 22 division is less than the amount appropriated in this section,
9 23 the appropriation amount is reduced accordingly.

9 24 DIVISION VI
9 25 MEDICAL ASSISTANCE REIMBURSEMENT CHANGES
9 26 Sec. 15. Section 249J.23, subsection 1, Code Supplement
9 27 2005, is amended to read as follows:
9 28 1. An account for health care transformation is created in
9 29 the state treasury under the authority of the department.
9 30 Moneys received through the physician payment adjustment as
9 31 described in 2003 Iowa Acts, chapter 112, section 11,
9 32 subsection 1, and through the adjustment to hospital payments
9 33 to provide an increased base rate to offset the high costs
9 34 incurred for providing services to medical assistance patients
9 35 as described in 2004 Iowa Acts, chapter 1175, section 86,
10 1 subsection 2, paragraph "b", from sources including but not
10 2 limited to appropriations from the general fund of the state,
10 3 grants, and contributions shall be deposited in the account.
10 4 The account shall include a separate premiums subaccount.
10 5 Revenue generated through payment of premiums by expansion
10 6 population members as required pursuant to section 249J.8
10 7 shall be deposited in the separate premiums subaccount within
10 8 the account.

10 9 Sec. 16. 2004 Iowa Acts, chapter 1175, section 86,
10 10 subsection 2, paragraph b, unnumbered paragraph 2, and
10 11 subparagraphs (1), (2), and (3), as amended by 2005 Iowa Acts,
10 12 chapter 167, section 35, are amended to read as follows:
10 13 (1) ~~If the~~ The department of human services ~~adjusts shall~~
10 14 ~~adjust~~ hospital payments to provide an increased base rate to
10 15 offset the high cost incurred for providing services to
10 16 medical assistance patients ~~on or prior to July 1 during the~~
10 17 ~~fiscal year ending June 30, 2005, a portion of the amount~~
10 18 ~~specified in this unnumbered paragraph equal to the increased~~
10 19 ~~Medicaid payment shall be transferred by the university of~~
10 20 ~~Iowa hospitals and clinics to the medical assistance fund of~~
10 21 ~~the department of human services. Of the amount transferred,~~
10 22 ~~an amount equal to the federal share of the payments shall be~~
10 23 ~~transferred to the account for health care transformation~~
10 24 ~~created in section 249J.22. The amount of the payment~~
10 25 ~~adjustment made pursuant to this subparagraph (1) shall be~~
10 26 ~~\$25,267,017.~~

10 27 (2) Any incremental increase in the base rate made
10 28 pursuant to subparagraph (1) shall not be used in determining
10 29 the university of Iowa ~~hospital~~ hospitals and clinics
10 30 disproportionate share rate or when determining the statewide
10 31 average base rate for purposes of calculating indirect medical
10 32 education rates.

10 33 Sec. 17. 2003 Iowa Acts, chapter 112, section 11,
10 34 subsection 1, as amended by 2005 Iowa Acts, chapter 167,
10 35 section 36, is amended to read as follows:
11 1 1. For the fiscal years beginning July 1, 2003, and ending
11 2 June 30, 2004, and beginning July 1, 2004, and ending June 30,
11 3 2005, the department of human services shall institute a
11 4 supplemental payment adjustment applicable to physician
11 5 services provided to medical assistance recipients at ~~publicly~~
11 6 ~~owned state-owned~~ acute care teaching hospitals. The
11 7 adjustment shall generate supplemental payments to physicians
11 8 which are equal to the difference between the physician's
11 9 ~~charge average reimbursement from nongovernmental payors and~~
11 10 the physician's fee schedule under the medical assistance
11 11 program. ~~To the extent of the supplemental payments, a~~
11 12 ~~qualifying hospital shall, after receipt of the payments,~~
11 13 ~~transfer to the department of human services an amount equal~~
11 14 ~~to the actual supplemental payments that were made in that~~
11 15 ~~month. The department of human services shall deposit these~~
11 16 ~~payments in the department's medical assistance account. The~~
11 17 ~~payment adjustment amount made pursuant to this subsection~~
11 18 ~~shall equal \$34,423,090.~~ The department of human services
11 19 shall amend the medical assistance state plan as necessary to
11 20 implement this section. The department may adopt emergency
11 21 rules to implement this section. The department of human
11 22 services shall amend the medical assistance state plan to
11 23 eliminate this provision effective June 30, 2005.

11 24 Sec. 18. TRANSFER, APPROPRIATION, AND DEPOSIT OF FUNDS.

11 25 1. Upon receipt of the supplemental payments described in
11 26 the sections of this division of this Act amending section
11 27 249J.23 and 2004 Iowa Acts, chapter 1175, the university of
11 28 Iowa shall transfer to the general fund of the state, from
11 29 whatever source available, an amount equal to the
11 30 appropriations made pursuant to 2003 Iowa Acts, chapter 182,
11 31 section 9, subsection 2, paragraph "b", as modified by
11 32 executive orders 31 and 36, and pursuant to 2004 Iowa Acts,
11 33 chapter 1175, section 86, subsection 2, paragraph "b", except
11 34 that the total amount transferred shall not exceed
11 35 \$54,639,129. Of the amount transferred to the general fund of
12 1 the state pursuant to this section, \$21,186,597 is
12 2 appropriated and shall be deposited in the medical assistance
12 3 account of the department of human services and \$33,452,532 is
12 4 appropriated and shall be deposited in the account for health
12 5 care transformation created in section 249J.23.

12 6 2. Subsequent to the transfer of funds by the university
12 7 of Iowa to the general fund of the state pursuant to
12 8 subsection 1, the supplemental payments made to the university
12 9 of Iowa hospitals and clinics and to the carver college of
12 10 medicine faculty practice plan by the department of human
12 11 services pursuant to the sections of this division of this Act
12 12 amending 2004 Iowa Acts, chapter 1175, and 2003 Iowa Acts,
12 13 chapter 112, are irrevocable, notwithstanding any subsequent
12 14 decision by the centers for Medicare and Medicaid services of
12 15 the United States department of health and human services or
12 16 any other state or federal agency. The department of human
12 17 services is solely responsible for any repayment or payment of
12 18 any penalty or fine assessed by any state or federal agency on
12 19 any party relative to the transactions made pursuant to
12 20 subsection 1 and to the sections of this division of this Act
12 21 amending the Iowa Acts.

12 22 Sec. 19. RETROACTIVE APPLICABILITY DATES.

12 23 1. The provision of this division of this Act amending
12 24 2003 Iowa Acts, chapter 112, section 11, is retroactively
12 25 applicable to May 2, 2003.

12 26 2. The provision of this division of this Act amending
12 27 2004 Iowa Acts, chapter 1175, section 86, is retroactively
12 28 applicable to May 17, 2004.

12 29 DIVISION VII
12 30 EFFECTIVE DATE

12 31 Sec. 20. EFFECTIVE DATE. This Act, being deemed of
12 32 immediate importance, takes effect upon enactment.

12 33 EXPLANATION

12 34 This bill relates to financial and regulatory matters by
12 35 making and increasing appropriations for the fiscal year
13 1 beginning July 1, 2005. The bill is organized into divisions.

13 2 ADMINISTRATION AND REGULATION == This division increases
13 3 the appropriation to the office of the secretary of state for
13 4 administration and elections.

13 5 EDUCATION == This division increases an appropriation to
13 6 the college student aid commission for purposes of national
13 7 guard educational assistance. A new appropriation is made to
13 8 the state board of regents for repair and restoration of
13 9 Gilchrist hall at the university of northern Iowa and the
13 10 appropriation does not revert until the close of the
13 11 succeeding fiscal year.

13 12 HEALTH AND HUMAN SERVICES == This division revises various
13 13 appropriations and makes new appropriations involving health
13 14 and human services programs.

13 15 The appropriation for the Iowa veterans home is reduced and
13 16 new appropriations are made for payment of appreciation
13 17 bonuses to certain veterans and for transfer to the Iowa
13 18 finance authority for continuation of the home ownership
13 19 assistance program for members of the armed forces.

13 20 The bill changes the term "eligible member of the armed
13 21 forces of the United States" used for purposes of eligibility
13 22 under the continuation of the home ownership assistance
13 23 program. The changes provide that the minimum period of 90
13 24 days of active duty service does not include training. In
13 25 addition, eligibility is provided for a person who did not
13 26 complete the 90-day period of active duty service other than
13 27 training because of being discharged due to a service=
13 28 connected injury or disability. The Iowa finance authority is
13 29 instructed to give priority to the processing of applications
13 30 for the program that were received after the program's
13 31 original allotment of funding was exhausted while utilizing
13 32 the revised definition. The authority is prohibited from
13 33 requiring such applicants to reapply unless the applicant
13 34 would be disadvantaged or there is other good cause for
13 35 requiring the applicant to reapply. Up to 2 percent of the

14 1 amount appropriated may be used for administrative and
14 2 implementation costs incurred by the department of public
14 3 defense and the Iowa finance authority.
14 4 The new appropriations do not revert at the close of the
14 5 fiscal year but remain available until expended.
14 6 Appropriations from the general fund of the state to the
14 7 department of human services for the medical assistance
14 8 (Medicaid) program and the state mental health institute at
14 9 Clarinda are increased. The appropriation for the Medicaid
14 10 program made from the healthy Iowans tobacco trust is
14 11 increased.
14 12 A directive that moneys appropriated for purposes of the
14 13 Medicaid program for fiscal year 2005=2006 from various funds
14 14 that remain unexpended or unobligated at the close of the
14 15 fiscal year are required to be transferred to the senior
14 16 living trust fund is amended to require that the excess moneys
14 17 do not revert but instead remain available for expenditure for
14 18 the Medicaid program in the succeeding fiscal year.
14 19 JUSTICE SYSTEM == This division increases certain
14 20 appropriations included in the justice system budget.
14 21 Appropriations to the department of corrections for
14 22 departmental facilities and general administration are
14 23 increased.
14 24 The appropriation for the state public defender for court=
14 25 appointed attorneys is increased.
14 26 Appropriations to the department of public safety for
14 27 administrative functions and the division of criminal
14 28 investigation and bureau of identification are increased.
14 29 LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM == A contingent
14 30 appropriation is made for the low-income home energy
14 31 assistance program (LIHEAP) in the event that the federal
14 32 funding actually received from the federal program is less
14 33 than anticipated.
14 34 MEDICAL ASSISTANCE REIMBURSEMENT CHANGES == This division
14 35 revises law involving reimbursement under the Medicaid
15 1 program.
15 2 The division revises the mechanisms to provide funding for
15 3 the purposes of the health care transformation account.
15 4 Instead of requiring the university of Iowa hospitals and
15 5 clinics (UIHC) to transfer the amount of the increase
15 6 resulting from hospital payment adjustments during fiscal year
15 7 2004=2005 and from supplemental payment adjustments for
15 8 physician services provided to medical assistance patients
15 9 during fiscal years 2003=2004 and 2004=2005 back to the
15 10 department of human services, the department of human services
15 11 will pay the UIHC and the carver college of medicine faculty
15 12 practice plan a specific amount for each payment adjustment,
15 13 which the UIHC and the carver college of medicine faculty
15 14 practice plan will retain. Once the payment adjustment
15 15 amounts are paid, the university of Iowa will transfer an
15 16 amount equal to the amounts appropriated from the general fund
15 17 of the state to the UIHC for the indigent care program for FY
15 18 2003=2004 and FY 2004=2005, from whatever source available,
15 19 not to exceed a total of \$54,639,129, to the general fund of
15 20 the state, and this amount is then appropriated and is divided
15 21 into specified amounts for deposit into the medical assistance
15 22 account of the department of human services and into the
15 23 account for health care transformation.
15 24 The division also provides that once the transfer of funds
15 25 by the university of Iowa to the general fund of the state is
15 26 made, the supplemental payments made to the university of Iowa
15 27 hospitals and clinics and the carver college of medicine
15 28 faculty practice plan by the department of human services are
15 29 irrevocable, notwithstanding any subsequent decision by state
15 30 or federal agencies, and the department of human services is
15 31 solely responsible for any repayment or payment of any penalty
15 32 or fine assessed by any state or federal agency on any party
15 33 relative to those transactions.
15 34 Portions of the division are retroactively applicable.
15 35 EFFECTIVE DATE == This division provides that the bill
16 1 takes effect upon enactment.
16 2 LSB 5799XG 81
16 3 jp:mg/sh/8.4